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D.C. 20231 on September 18, 2001

Michelle Scordato

Art Unit: 1648

September 18, 2001 Date of Signature

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Scott, et al.

Serial No.: 09/873,881

6/4/2001 Filed:

For: Recombinant Multivalent Viral Vaccine

Response

Assistant Commissioner for Patents Washington, D.C. 20231

Sir:

In response to the Notice to Comply With Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures dated July 18, 2001 (copy enclosed), Applicants provide a Computer Readable Form Copy and a Paper Copy of the corrected Sequence Listing. Please note that Applicants have deleted Seq. ID Nos. 20-25 as these were found to be repetitious of the amino acid sequences already disclosed in Seq. ID Nos. 1-19.

Applicant declares that the Paper Copy of the Sequence Listing and the Computer Readable Copy are the same.

This application is a continuation of U.S. application Serial No. 08/552,369, now U.S. Patent No. 6,241,989, and the present sequence listing is the same as appearing in U.S. Patent No. 6,241,989. Therefore, no new matter has been added.

If any fee is due, please charge it to Deposit Account No. 08-2442.

Respectfully submitted,

Hodgson Russ LLP One M & T Plaza, Suite 2000 Buffalo, NY 14203 BFLODOCS:595934\_1 (CRTQ01)



COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
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APPLICATION NUMBER

FILING/RECEIPT DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

09/873,881

06/04/2001

Fred W. Scott

18617.NEW

**CONFIRMATION NO. 6373** 

**FORMALITIES LETTER** 

\*OC00000006309437\*

Ranjana Kadle Hodgson Russ LLP Suite 2000 One M&T Plaza Buffalo, NY 14203-2391

Date Mailed: 07/18/2001

## NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES

Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file the items indicated below to avoid abandonment. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of
the computer readable form does not comply with the requirements of 37 C.F.R. 1.822 and/or 1.823, as
indicated on the attached copy of the marked -up "Raw Sequence Listing." Applicant must provide a
substitute computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content
of the sequence listing information recorded in computer readable form is identical to the written (on paper
or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR
1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d).

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase Patentin Software, call (703) 306-2600
- For Patentin Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

A copy of this notice <u>MUST</u> be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE